

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

WILLIAM R. DAVIS, as executor :  
of the estate of James W. Davis, :  
Sr., deceased, :  
: :  
Plaintiff, Counterclaim- : C.A. No.: 05-288 (KAJ)  
Defendant, :  
: :  
v. :  
: :  
RAYMOND JAMES & ASSOCIATES, INC., :  
: :  
Defendant, Crossclaim- :  
Defendant, :  
: :  
and :  
: :  
CHRISTINE M. POFFENBARGER, :  
: :  
Defendant, Counterclaim- :  
Plaintiff, Crossclaim- :  
Plaintiff and :  
Third-Party Plaintiff, :  
: :  
v. :  
: :  
WILLIAM R. DAVIS, JAMES W. DAVIS, :  
JR., and LINDA M. TROUTT, and :  
STAR ENTERPRISE, INC., :  
: :  
Third-Party Defendants. :  
County of Cecil :  
: : SS.  
State of Maryland :

AFFIDAVIT OF CHRISTINE M. POFFENBARGER

I, Christine M. Poffenbarger, being duly sworn according to law, hereby depose and say as follows:

1. I am the Defendant, Counterclaim Plaintiff, Crossclaim Plaintiff and Third-Party Plaintiff in the above captioned matter.

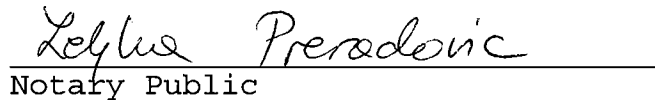
2. I have personal knowledge of the facts herein stated.

3. I have reviewed the Factual Background section of "Christine M. Poffenbarger's Answering Memorandum of Law in Opposition of Star Enterprise, Inc.'s Motion to Dismiss Her Third-Party Complaint", and the facts stated therein are true and correct to the best of my knowledge, information and belief.

  
Christine M. Poffenbarger

SWORN TO AND SUBSCRIBED, before me, this 15 day of June, A. D. 2005.

Cecil County  
County/City of Elkton  
Commonwealth/State of Md  
The foregoing instrument was subscribed and  
sworn before me this 15 day of June

  
Notary Public

2005, by CHRISTINE M POFFENBARGER  
~~ZELJKA~~  
(name of person seeking acknowledgment)  
Zeljka Preradovic  
Notary Public  
My commission expires: 05/17/09

My Commission Expires May 17, 2009

Embossed Hereon Is My  
Cecil County, Maryland Notary Public Seal  
My Commission Expires May 17, 2009  
ZELJKA PRERADOVIC

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Plaintiff, Counterclaim-	:	C.A. No.: 05-288 (KAJ)
Defendant,	:	
	:	
v.	:	
	:	
RAYMOND JAMES & ASSOCIATES, INC.,	:	
	:	
Defendant, Crossclaim-	:	
Defendant,	:	
	:	
and	:	
	:	
CHRISTINE M. POFFENBARGER,	:	
	:	
Defendant, Counterclaim-	:	
Plaintiff, Crossclaim-	:	
Plaintiff and	:	
Third-Party Plaintiff,	:	
	:	
v.	:	
	:	
WILLIAM R. DAVIS, JAMES W. DAVIS,	:	
JR., and LINDA M. TROUTT, and	:	
STAR ENTERPRISE, INC.,	:	
	:	
Third-Party Defendants.	:	

CERTIFICATE OF SERVICE

I, Peter M. Sweeney, Esquire, hereby certify that on this 16<sup>th</sup> day of June 2005, I caused two true and correct copies of the Affidavit of Christine M. Poffenbarger in Support of her Answering Memorandum of Law In Opposition of Star Enterprise, Inc.'s Motion To Dismiss Her Third-Party Complaint to be served on the following individuals via hand delivery or U.S. Mail as indicated below:

**VIA HAND DELIVERY**

David J. Ferry, Jr., Esquire  
Ferry, Joseph & Pearce, P. A.  
824 Market Street, Suite 904  
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Kevin J. Connors, Esquire  
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**REGULAR U.S. MAIL**

Frederick A. Brodie, Esquire  
Kristen R. Fournier, Esquire  
Pillsbury Winthrop Shaw Pittman LLP  
1540 Broadway  
New York, NY 10036

**GORDON, FOURNARIS & MAMMARELLA, P.A.**

Date: June 16, 2005

**/s/ Peter M. Sweeney**

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Plaintiff, Counterclaim-Plaintiff  
and Third-Party Plaintiff Christine  
M. Poffenbarger